## IN THE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

MAKENZEE MASON

Plaintiff,

Case No: 2:22-cv-3668

vs.

BLOOM-CARROLL LOCAL SCHOOL DISTRICT, ET AL.

Judge James L. Graham Magistrate Judge Elizabeth Preston Deavers

Defendants.

## STIPULATION PERMITTING PLAINTIFF ADDITIONAL TIME TO RESPOND TO DEFENDANT OHIO DEPARTMENT OF EDUCATION'S MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT

Pursuant to Local Rule 6.1 and in response to this Court's 12/12/2022 Order granting an indefinite stay of the entire case during the pendency of Defendant Chad Little's criminal proceedings, Plaintiff and Defendant Ohio Department of Education ("ODE") hereby stipulate that Plaintiff shall have 21 days from the date this Court lifts the stay, either in whole or in part, to respond to ODE's pending Motion to Dismiss Plaintiff's Amended Complaint. While the parties to this stipulation believe that the stay granted by this Court negates Plaintiff's need to file a responsive pleading, the parties felt it best to file this stipulation out of an abundance of caution.

Respectfully submitted,

s/ Craig S. Tuttle

Gerald S. Leeseberg (0000928) Craig S. Tuttle (0086521) John A. Markus (0093736) LEESEBERG TUTTLE 175 South Third Street, Penthouse One Columbus, Ohio 43215

Tel: (614) 221-2223

Fax: (614) 221-3106 E-mail: ctuttle@leeseberglaw.com jmarkus@leeseberglaw.com Trial Attorneys for Plaintiff

DAVE YOST (0056290) Ohio Attorney General

/s/ Kaitlyn M. Kachmarik (per email authority)
KAITLYN M. KACHMARIK (0095993)
Trial Counsel
ZOE A. SAADEY (0089181)
Assistant Attorneys General
Education Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Telephone: (614) 644-7250
Facsimile: (614) 644-7634
Kaitlyn.Kachmarik@OhioAGO.gov
Zoe.Saadey@OhioAGO.gov
Counsel for Defendant
Ohio Department of Education

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 28th day of December, 2022, a copy of the foregoing document was filed via the Court's ECF, which will provide notice of the filing to all counsel of record.

Further, undersigned counsel served a copy of the foregoing upon the following by email only:

Chad Little 10840 Lithopolis Road NW Canal Winchester, OH 43110 3chad3@gmail.com

s/ Craig S. Tuttle
Craig S. Tuttle